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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

GENOA JONES and CORNELL TINSLEY,
individuals,

Plaintiffs,

vs.

CITY OF NORTH LAS VEGAS, Nevada, a
Municipal Corporation; SERGEANT SCOTT
SALKOFF, an individual; and OFFICER
MICHAEL ROSE, an individual,

Defendants.

Case. No.: 2:21-cv-00241-CDS-DJA

**STIPULATION AND ORDER TO
EXTEND DISCOVERY
DEADLINES**

[SEVENTH REQUEST]

IT IS HEREBY STIPULATED AND AGREED between Plaintiffs, GENOA JONES and CORNELL TINSLEY (“Plaintiffs”), and Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF and OFFICER MICHAEL ROSE (“Defendants”) (collectively hereinafter the “Parties”), by and through their counsel of record, that the discovery cut-off date of **September 5, 2022** (and related deadlines) be extended for a period of ninety (90) days for the purpose of allowing the parties to complete

1 remaining discovery, including the deposition of expert Ken Katsaris and the City of North
2 Las Vegas's Fed. R. Civ. P. 30(b)(6) designee(s).

3 **I. DISCOVERY COMPLETED TO DATE**

4 1. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT
5 SALKOFF, and OFFICER MICHAEL ROSE provided their Initial Disclosure of
6 Witnesses and Documents Pursuant to Rule 26(a)(1) on June 2, 2021.

7 2. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT
8 SALKOFF, and OFFICER MICHAEL ROSE provided their Privilege Log to Defendants'
9 Initial Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on June 2, 2021.

10 3. Plaintiffs GENOA JONES and CORNELL TINSLEY provided their
11 Initial Disclosures and Production of Documents Pursuant to Fed. R. Civ. P. 26 on June 9,
12 2021.

13 4. Plaintiffs GENOA JONES and CORNELL TINSLEY propounded their
14 First Set of Requests for Production of Documents to Defendant CITY OF NORTH LAS
15 VEGAS on July 29, 2021.

16 5. Defendants propounded their First Set of Requests for Production of
17 Documents to Plaintiffs GENOA JONES and CORNELL TINSLEY on August 5, 2021.

18 6. Defendants propounded their First Set of Requests for Admission to
19 Plaintiff GENOA JONES on August 5, 2021.

20 7. Defendants propounded their First Set of Requests for Admission to
21 Plaintiff CORNELL TINSLEY on August 5, 2021.

22 8. Defendants propounded their First Set of Interrogatories to Plaintiff
23 GENOA JONES on August 5, 2021.

24 9. Defendants propounded their First Set of Interrogatories to Plaintiff
25 CORNELL TINSLEY on August 5, 2021.

26 10. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT
27 SALKOFF, and OFFICER MICHAEL ROSE provided their First Supplemental Initial
28 Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on August 31, 2021.

1 11. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT
2 SALKOFF, and OFFICER MICHAEL ROSE provided their Privilege Log to Defendants'
3 First Supplemental Initial Disclosure of Witnesses and Documents Pursuant to Rule
4 26(a)(1) on August 31, 2021.

5 12. Defendant CITY OF NORTH LAS VEGAS provided its Responses to
6 First Set of Requests for Production of Documents on August 31, 2021.

7 13. Plaintiff GENOA JONES propounded her First Set of Interrogatories to
8 Defendant CITY OF NORTH LAS VEGAS on September 13, 2021.

9 14. Plaintiff GENOA JONES propounded her First Set of Interrogatories to
10 Defendant SERGEANT SCOTT SALKOFF on September 13, 2021.

11 15. Plaintiff GENOA JONES propounded her First Set of Interrogatories to
12 Defendant OFFICER MICHAEL ROSE on September 13, 2021.

13 16. Plaintiffs GENOA JONES and CORNELL TINSLEY provided their
14 Responses to Defendants' First Set of Requests for Production of Documents on September
15 16, 2021.

16 17. Plaintiff GENOA JONES provided her Responses to Defendants' First
17 Set of Requests Admission on September 16, 2021.

18 18. Plaintiff CORNELL TINSLEY provided his Responses to Defendants'
19 First Set of Requests Admission on September 16, 2021.

20 19. Plaintiff GENOA JONES provided her Responses to Defendants' First
21 Set of Interrogatories on September 16, 2021.

22 20. Plaintiff CORNELL TINSLEY provided his Responses to Defendants'
23 First Set of Interrogatories on September 16, 2021.

24 21. Plaintiffs GENOA JONES and CORNELL TINSLEY provided their First
25 Supplement to Initial Disclosures and Production of Documents Pursuant to Fed. R. Civ.
26 P. 26 on September 16, 2021.

27 22. Plaintiff GENOA JONES provided her First Supplement to Responses to
28 Defendants' First Set of Interrogatories on September 20, 2021.

23. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF and OFFICER MICHAEL ROSE provided their responses to Plaintiff GENOA JONES' First Set of Interrogatories.

24. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF, and OFFICER MICHAEL ROSE provided their Second Supplemental Initial Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on October 18, 2021.

25. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF, and OFFICER MICHAEL ROSE provided their Third Supplemental Initial Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on November 30, 2021,

26. Defendant CITY OF NORTH LAS VEGAS provided its First Supplemental Response to First Requests for Production of Documents on November 30, 2021.

27. Plaintiff GENOA JONES provided her Initial Expert Witness Disclosures Pursuant to Fed. R. Civ. P. 26 (a)(2)(B) on January 24, 2022.

28. Plaintiff GENOA JONES provided her Second Set of Requests for Production of Documents to defendants CITY OF NORTH LAS VEGAS on February 17, 2022.

29. Defendant CITY OF NORTH LAS VEGAS provided its Designation of Rebuttal Expert Witness on February 22, 2022.

30. Plaintiff GENOA JONES provided her Second Supplemental Disclosure on March 4, 2022.

31. Plaintiff's counsel took Defendant OFFICER MICHAEL ROSE's deposition on March 3, 2022.

32. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF, and OFFICER MICHAEL ROSE provided their Fourth Supplemental Initial Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on March 10, 2022.

33. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT SALKOFF, and OFFICER MICHAEL ROSE provided their Fifth Supplemental

1 Disclosure of Witnesses and Documents Pursuant to Rule 26(a)(1) on March 21, 2022.

2 26. Defendant CITY OF NORTH LAS VEGAS provided its Response to
3 Second Requests for Production of Documents on March 21, 2022.

4 27. Plaintiff provided its First Supplemental Expert Witness Disclosures
5 pursuant to Fed. R. Civ. P. 26(a)(2)(B) on April 5, 2022.

6 28. Defendants CITY OF NORTH LAS VEGAS, SERGEANT SCOTT
7 SALKOFF, and OFFICER MICHAEL ROSE

8 29. Defendants took the deposition of Plaintiff's expert, James Crosby, on
9 April 5, 2022.

10 **II. DISCOVERY YET TO BE COMPLETED**

11 The parties agree that the following discovery must be completed:

12 1. The deposition of Defendants' Fed. R. Civ. P. 30(b)(6) designee(s).

13 3. The deposition of Defendants' expert witness, Ken Katsaris; and

14 4. Finalizing work on written discovery, including meeting and conferring and
15 motion work, if necessary.

16 **III. REASONS WHY REMAINING DISCOVERY HAS NOT YET BEEN**
17 **COMPLETED**

18 LR 26-3 governs modifications of extensions of the Discovery Plan and Scheduling
19 Order. The current discovery cut-off deadline is **September 5, 2022**. Any stipulation or
20 motion made less than twenty-one (21) days before the expiration of the subject deadline
21 must be supported by good cause. Here there is good cause to extend the discovery
22 deadline, notwithstanding the fact that the current date is more than twenty-one (21) days
23 before the expiration of the subject deadline.

24 The Parties had scheduled the deposition of Defendants' expert, Mr. Katsaris for
25 Monday, June 13, 2022. However, Mr. Katsaris contracted COVID-19, and his deposition
26 was canceled. This caused delay in his ability to review the provided documents in
27 preparation for the deposition. The Parties are actively working to reschedule that
28 deposition.

1 The parties are also continuing to meet and confer regarding the Fed. R. Civ. P.
2 30(b)(6) deposition of Defendant North Las Vegas's designee(s).

3 The Parties respectfully request the Court grant modification of the discovery plan
4 and scheduling order by extending the current deadlines by ninety (90) days to
5 accommodate the caseload and responsibilities of the parties with their other cases.

6 The parties have been diligent in conducting discovery in this matter, and only have
7 depositions left to be completed. Additionally, the Parties are continuing to address and
8 resolve outstanding discovery disputes. As such, additional time is needed due to these
9 issues.

10 This request for an extension is made in good faith and joined by all the parties in
11 this case.

12 Trial is not yet set in this matter and dispositive motions have not yet been filed.
13 Accordingly, this extension will not delay this case. Moreover, since this request is a joint
14 request, neither party will be prejudiced. The extension will allow the parties necessary
15 time to complete discovery.

16 **IV. PROPOSED EXTENDED DEADLINES**

17 The parties respectfully request this Court enter and order as follows:

18 **A. Discovery Deadline.**

19 The discovery cut-off date shall be rescheduled from **September 5, 2022**, to
20 **December 5, 2022**¹.

21 **B. Dispositive Motions.**

22 The deadline to file dispositive motions shall be rescheduled from **October 5, 2022**
23 to **January 3, 2023**.

24 **C. Joint Pre-Trial Order.**

25 The deadline to file the Joint Pretrial Order shall be rescheduled from **November**
26 **4, 2022**, to **February 2, 2023**, unless dispositive motions are filed, in which case the date
27 for filing the Joint Pretrial Order shall be suspended until thirty (30) days after the decision
28

¹ Ninety (90) days from September 5, 2022, is December 4, 2022, a Sunday.

on the dispositive motions or further order of this Court.

IT IS SO STIPULATED.

DATED this 19th day of July, 2022.

MCLETCHE LAW

/s/ Margaret McLetchie

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*Counsel for Plaintiffs,
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DATED this 19th day of July, 2022.

**NORTH LAS VEGAS CITY
ATTORNEY'S OFFICE**

/s/ Noel Eidsmore

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and Ofc. Michael Rose*

ORDER

IT IS SO ORDERED.



U.S. DISTRICT COURT MAGISTRATE JUDGE

DATED: July 21, 2022